

Bonnie Lowenthal, Vice Mayor, 1st District
Suja Lowenthal, 2nd District
Gary DeLong, 3rd District
Patrick O'Donnell, 4th District



Gerald R. Miller, City Manager
Larry G. Herrera, City Clerk

Bob Foster, Mayor

Gerrie Schipske, 5th District
Vacant, 6th District
Tonia Reyes Uranga, 7th District
Rae Gabelich, 8th District
Val Lerch, 9th District

Robert E. Shannon, City Attorney

**PROCLAMATION PROCLAIMING APRIL 2007
AS NATIONAL LIBRARY MONTH**

**PRESENTATION TO RECOGNIZE THE SUCCESS OF
LONG BEACH READS ONE BOOK**

**PRESENTATION BY JIM LIAW AND RYAN SAGE
FOR THE APRIL 10, 2007 CHAMP CAR DRIFTING SERIES EVENT**

Ordinance No. C-7594 provides that hearings shall be set for 5:00 P.M. each Tuesday, and such hearings shall be held at the specified time for which they are set or as soon as practical regardless of the otherwise order of business of the City Council.

CONTINUED HEARINGS:

1. 07-0291 Recommendation to receive supporting documentation into the record, conclude the hearing and grant the Permit, with or without conditions, or deny the Permit on the application of CNR Holdings, LLC, dba Belmont Station, 5300 E. 2nd Street, for a Permit for Entertainment With Dancing by Patrons at an existing restaurant. (District 3)
Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.
2. 07-0329 Recommendation to receive supporting documentation into the record, conclude the public hearing and declare ordinance establishing a Police Facilities Impact Fee read the first time and laid over to the next regular meeting of the City Council for final reading (Attachment A);
- 07-0330 Adopt resolution establishing the amount of the Police Facilities Impact Fee (Attachment B);

(Agenda Item CH-2 continued on next page.)

07-0331 Declare ordinance establishing a Fire Facilities Impact Fee read the first time and laid over to the next regular meeting of the City Council for final reading (Attachment C); and

07-0332 Adopt resolution establishing the amount of the Fire Facilities Impact Fee (Attachment D). (Citywide)

Office or Department: PLANNING AND BUILDING

Suggested Action: Approve recommendation.

HEARING:

3. 07-0355 Recommendation to receive the supporting documentation into the record, conclude the public hearing, overrule the appeal by William "Mike" Wilson, and sustain the decision of the City Planning Commission to approve an Administrative Use Permit and Local Coastal Development Permit to legalize four dwelling units creating a total of eight dwelling units at 1826-1932 E. 1st Street (Case No. 0610-12). (District 2)

Office or Department: PLANNING COMMISSION; PLANNING AND BUILDING

Suggested Action: Approve recommendation.

PUBLIC COMMENT: OBTAIN SPEAKER CARD FROM THE CITY CLERK

Opportunity to address the City Council (on non-agenda items) is given to the first 10 persons who submit Speaker Cards to the City Clerk beginning at 15 minutes prior to 5:00 p.m. Each speaker is allowed three minutes to make their comments.

NOTICE TO THE PUBLIC

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

CONSENT CALENDAR: (4 - 34)

4. 07-0386 Recommendation to receive and file report on travel to Washington, D.C. with the Federal Legislation Committee.
Office or Department: COUNCILMEMBER GARY DELONG, THIRD DISTRICT, CHAIR; FEDERAL LEGISLATION COMMITTEE; COUNCILWOMAN GERIE SCHIPSKE, FIFTH DISTRICT; COUNCILWOMAN RAE GABELICH, EIGHTH DISTRICT
Suggested Action: Approve recommendation.
5. 07-0340 Recommendation to City Council to concur in recommendation of the Budget Oversight Committee to receive and file the Fiscal Year 2007 First Quarter Budget Performance Report.
Office or Department: COUNCILMEMBER GARY DELONG, THIRD DISTRICT, CHAIR; BUDGET OVERSIGHT COMMITTEE
Suggested Action: Approve recommendation.
6. 07-0377 Recommendation to authorize City Attorney to submit Stipulations with Request for Award for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$20,357.50 for the claim of John Pope, in compliance with the Appeals Board Order.
Office or Department: CITY ATTORNEY
Suggested Action: Approve recommendation.
7. 07-0353 Recommendation to adopt resolution establishing hours of parking meter operation in parking meter zone 1. (District 3)
Office or Department: CITY ATTORNEY
Suggested Action: Approve recommendation.

8. 07-0354 Recommendation to adopt resolution declaring April 14, 2007 "C-17 Day," and supporting the procurement of additional C-17 aircraft.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

9. 07-0378 Recommendation to adopt resolution setting forth the City Council's position in regard to the reformulation of the Southern California Regional Airport Authority (SCRAA). (Citywide)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

10. 07-0382 Recommendation to adopt resolution in support of Senate Bill 974 (SB 974) introduced by Senator Alan Lowenthal regarding financing of port congestion relief and port mitigation relief.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

11. 07-0383 Recommendation to authorize City Manager to execute an amendment to Contract No. 29414 with legal counsel Ezra, Brutzkus, Gubner, LLP in the matter entitled, "Queen's Seaport Development, Inc.," Case No. LA05-15175VZ.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

12. 07-0384 Recommendation to authorize City Manager to execute an agreement with the Law Offices of Russell G. Petti, in the matter entitled, "Insurance Co. of the State of Pennsylvania, et al., vs. City of Long Beach, et al.," Case No. CV04-8650 ER (Rzx).

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

13. 07-0328 Recommendation to refer to City Attorney damage claims received between March 15, 2007 and March 29, 2007.
Office or Department: CITY CLERK

Suggested Action: Approve recommendation.
14. 07-0356 Recommendation to authorize City Manager to execute the First Amendment to Lease No. 27624 by and between 444 W. Ocean, LLC, an Arizona limited liability company, and the City of Long Beach for City-leased office space at 444 West Ocean Boulevard, Suites 1700 and 1720, for the Neighborhood Services Bureau of the Department of Community Development for a five-year extended term at the initial monthly base rent of \$13,931. (District 2)
Office or Department: COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.
15. 07-0357 Recommendation to authorize City Manager to execute the Second Amendment to Lease No. 19380 with McDonnell Douglas Corporation, a Maryland corporation, for City-owned property at the Long Beach Airport at the northwest corner of E. Wardlow Road and Globemaster Way for an extended five-year term, five-day term. (District 5)
Office or Department: COMMUNITY DEVELOPMENT; PUBLIC WORKS

Suggested Action: Approve recommendation.
16. 07-0358 Recommendation to authorize City Manager to execute a Facility Use Permit for the County of Los Angeles Department of Public Social Services (DPSS) to provide services at the Multi-Service Center for the homeless for a period of three years. (District 1)
Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

17. 07-0359 Recommendation to authorize City Manager to approve an agreement, and any subsequent amendments, with Talbert Medical Group, Inc., for the period of March 1, 2007 through February 29, 2008 to provide professional laboratory services. (Citywide)
- Office or Department:** HEALTH AND HUMAN SERVICES
- Suggested Action:** Approve recommendation.
18. 07-0360 Recommendation to authorize City Manager to execute an amendment, and any subsequent amendments, to the Memorandum of Understanding with Long Beach Memorial Medical Center to add the designation to purchase pharmaceuticals for indigent patients at Miller Children's Hospital; and authorize City Manager to execute a Clinical Training Affiliation Agreement, and any subsequent amendments, for family practice residents to work with the City. (Citywide)
- Office or Department:** HEALTH AND HUMAN SERVICES
- Suggested Action:** Approve recommendation.
19. 07-0361 Recommendation to authorize City Manager to execute all necessary documents, and any subsequent amendments, with Empire Enterprises, Inc., to provide transportation services for human and social services programs in the Department of Health and Human Services in an amount not to exceed \$110,000 for a one-year period, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)
- Office or Department:** HEALTH AND HUMAN SERVICES
- Suggested Action:** Approve recommendation.
20. 07-0296 Recommendation to authorize City Manager to execute an agreement with Alliant Insurance Services (Alliant) in the amount of \$50,000 to provide broker services for insurance purchasing and authorize City Manager to extend the agreement for two additional, one-year periods, with contractual increases to \$52,500 for the second year and \$55,000 for the third year. (Citywide)
- Office or Department:** HUMAN RESOURCES
- Suggested Action:** Approve recommendation.

21. 07-0362 Recommendation to authorize City Manager to execute a grant agreement and a food donation agreement with the California Department of Education for the 2007 Summer Food Service Program;
- Authorize City Manager to execute an agreement with the Long Beach Unified School District for food preparation for the 2007 Summer Food Program;
- Authorize City Manager to execute sponsor/site agreements with the agencies listed on Attachment A; and
- Authorize City Manager to execute any future documents, including amendments, necessary to accept funds, implement, and administer the 2007 Summer Food Program. (Districts 1,2,4,6,7,8,9 and portions of Signal Hill)

Office or Department: PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

22. 07-0363 Recommendation to authorize City Manager to execute a first amendment to Permit No. 27552 to change the permittee's name from Dream Cruises, Inc., to Hornblower Yachts, Inc.; to adjust the permit fees, including annual minimum fees; and to extend the term through November 30, 2011. (District 2)

Office or Department: PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

23. 07-0364 Recommendation to authorize City Manager to execute a first amendment to Agreement No. 29516 to increase the contract, in an amount not to exceed \$59,000, with Mr. Larry Curtis to provide services as Conductor/Director of the Long Beach Municipal Band for a one-year term, ending December 31, 2007. (Districts 2,3,4,5,8)

Office or Department: PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

24. 07-0365 Recommendation to authorize City Manager to execute a third amendment to Cooperative Agreement No. 24560 between the Rancho Los Cerritos Foundation and the City of Long Beach to enable the implementation of a commemorative recognition program to acknowledge significant contributors to Rancho Los Cerritos with a donor wall and other appropriate recognition methods on City-owned property. (District 8)
- Office or Department:** PARKS, RECREATION AND MARINE
- Suggested Action:** Approve recommendation.
25. 07-0366 Recommendation to authorize City Manager to execute a one-year renewal of the License for Non-Federal Use of Real Property agreement between the City of Long Beach and the United States Government, Department of the Navy, for use of certain Navy-Marine Corps Reserve Center properties as a Driver Training Center by the Long Beach Police Department at a cost of \$1,200. (District 2)
- Office or Department:** POLICE
- Suggested Action:** Approve recommendation.
26. 07-0367 Recommendation to receive and file the application of Vin De Pays INC, dba Vin De Pays, for a fiduciary transfer of an Alcoholic Beverage Control License, at 252 Elm Avenue, with existing conditions. (District 2)
- Office or Department:** POLICE
- Suggested Action:** Approve recommendation.
27. 07-0368 Recommendation to receive and file the application of Degalicia Jeanette Oruido and Degalicia Rollie Gonzales, dba Mindas Restaurant, for a person-to-person transfer of an Alcoholic Beverage Control License, at 2227 Pacific Avenue, with existing conditions. (District 6)
- Office or Department:** POLICE
- Suggested Action:** Approve recommendation.

28. 07-0369 Recommendation to receive and file the application of Khim Mean and Thach Mai, dba Meadow Maid Dairy, for a person-to-person transfer of an Alcoholic Beverage Control License, at 1355 West Willow Street, with existing conditions. (District 7)
Office or Department: POLICE

Suggested Action: Approve recommendation.
29. 07-0370 Recommendation to receive and file the application of J & G Market INC, dba J & G Market 2, for a person-to-person transfer of an Alcoholic Beverage Control License, at 6190 Orange Avenue, with existing conditions. (District 9)
Office or Department: POLICE

Suggested Action: Approve recommendation.
30. 07-0352 Recommendation to receive and file the Public Safety Advisory Commission Annual Report for 2006.
Office or Department: PUBLIC SAFETY ADVISORY COMMISSION

Suggested Action: Approve recommendation.
31. 07-0371 Recommendation to authorize City Manager to approve an agreement for maintenance of the landscape area within State Highway Right-of-Way and execute a maintenance agreement with the State of California for proposed landscaping along State Highway Route 1 (Pacific Coast Highway) and Loynes Drive, adjacent to Jack Nichol Park in the City of Long Beach. (District 3)
Office or Department: PUBLIC WORKS; PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

32. 07-0372 Recommendation to adopt resolution authorizing City Manager to execute a contract with RDO Equipment Company, for the purchase of two Rockland Beach King Beach Cleaners per the quote dated January 24, 2007, on the same terms and conditions as are afforded to the City of Newport Beach, California in an amount not to exceed \$180,133.66 including tax, with an option for a 10 percent contingency if necessary and if funds are available. (Citywide)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

33. 07-0344 Recommendation to receive and file minutes of:
Harbor Commission - March 12, 2007.
Water Commission - March 1, 2007.

Office or Department: VARIOUS

Suggested Action: Approve recommendation.

34. 07-0385 Recommendation to approve a Proclamation proclaiming April 2007 as National Donate Life Month; a Proclamation in recognition of April 2007 as Earthquake Preparedness Month; and Certificates of Recognition for students who participated in the art mural project during the Season for Nonviolence.

Office or Department: LEGISLATIVE

Suggested Action: Approve recommendation.

UNFINISHED BUSINESS:

35. 05-2351 Recommendation to City Council to concur in recommendation of the Housing and Neighborhoods Committee to receive and approve to name the new parkland at Redondo Avenue and Second Street as "Trolley Park."

Office or Department: VICE MAYOR BONNIE LOWENTHAL,
COUNCILMEMBER, FIRST DISTRICT, CHAIR;
HOUSING AND NEIGHBORHOODS
COMMITTEE

Suggested Action: Approve recommendation.

36. 07-0313 Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of Kelsang Youla and Khangtetsang Kelsang Namgyal, dba El Paisano Ranch Market, for an original Alcoholic Beverage Control License, at 245 West Pacific Coast Highway, with conditions. (District 6)

Office or Department: POLICE

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

37. 07-0380 Recommendation to request City Attorney draft an amendment to the Long Beach Municipal Code Section 2.52.020 to add fire services to the public safety policy matters which the Public Safety Advisory Commission may consider.

Office or Department: VICE MAYOR BONNIE LOWENTHAL,
COUNCILMEMBER, FIRST DISTRICT

Suggested Action: Approve recommendation.

38. 07-0373 Recommendation to authorize City Manager to enter into an employment agreement with Anthony W. Batts, Chief of Police.

Office or Department: CITY MANAGER

Suggested Action: Approve recommendation.

39. 07-0374 Recommendation to receive and file the application of Trattoria Limone LLC, dba Trattoria Limone, for an original Alcoholic Beverage Control License, at 3403-05 Orange Avenue, with conditions. (District 7)

Office or Department: POLICE

Suggested Action: Approve recommendation.

40. 07-0375 Recommendation to adopt Plans and Specifications No. R-6709 for the improvement of Walnut Avenue between 10th Street and Pacific Coast Highway; and authorize the City Manager to execute a contract with Silvia Construction, Inc., the lowest responsible bidder, in an estimated amount of \$1,103,479 plus a 15 percent contingency amount, if necessary. (Districts 2,6)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

41. 07-0376 Recommendation to adopt Plans and Specifications No. R-6698 for the Citywide Local Street Program Area 6; and authorize City Manager to execute a contract with Silvia Construction, Inc., the lowest responsible bidder, in an estimated amount of \$1,276,234 plus a 15 percent contingency amount, if necessary. (Districts 5,6,7)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

NEW BUSINESS:

New Business items are additions to the City Council Agenda subsequent to the posting of the agenda on Thursday afternoon.

42.

43.

44.

PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT

Opportunity is given to those members of the public who have not addressed the City Council on non-agenda items. Each speaker is limited to three minutes unless extended by the City Council.

STANDING COMMITTEE REMINDERS:

Tuesday, April 3, 2007 – Public Safety Committee at 1:00 P.M., Council Chamber.

Tuesday, April 3, 2007 – Economic Development and Finance Committee (Attorney/Client) at 4:30 P.M., Council Chamber/Council Lounge.

Tuesday, April 10, 2007 – Election Oversight Committee at 3:30 P.M., Council Chamber.

HEARING REMINDERS:

Tuesday, April 10, 2007 – Hearing for Beachside Blue Café, Inc., dba Mariposa on Pine, for a Permit for Entertainment With Dancing at an existing restaurant, 135 Pine Avenue. (District 2)

Tuesday, April 17, 2007 – Hearing on appeal of project entitlements for the Press-Telegram Project (604 Pine Avenue); and approval of amendments to the Downtown Planned Development District (PD-30). (District 1)

Tuesday, April 17, 2007 – Hearing on the vacation of portions of Pine Avenue and First Street at the southeast corner of that intersection. (District 2)

NOTE:

An agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Dept., City Hall Plaza Level, 333 W. Ocean Blvd., Long Beach, CA 90802.

The City Council agenda and supporting documents are available on the Internet at www.longbeach.gov. Persons interested in obtaining an agenda via e-mail should subscribe to the City of Long Beach E-Notify System at <http://www.longbeach.gov/enotify/default.asp>.

Agenda items may also be reviewed in the City Clerk Department or the Plaza Level Information Desk of the Main Library and at Branch Libraries.

If language interpretation for non-English speaking persons is desired or if a special accommodation is desired pursuant to the Americans with Disabilities Act, please make your request by phone to the City Clerk Department at (562) 570-6101, by 12 noon Monday, the day prior to the Council meeting.

E-Mail correspondence regarding agenda items can be directed to cityclerk@longbeach.gov.

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